



City Council Agenda

Council President
Ken Steitz

Councilmembers

Tom Boyajian
Garry Bredefeld
Chris Mathys, Acting Council President

Henry Perea
Sal Quintero
Daniel Ronquillo

City Manager
Jeffrey M. Reid

City Clerk
Rebecca E. Klisch

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

TUESDAY, OCTOBER 5, 1999

IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. THE AGENDA IS AVAILABLE ON (www.ci.fresno.ca.us). THE COUNCIL MEETING CAN ALSO BE HEARD LIVE AT THE SAME WEB SITE ADDRESS.

9:00 A.M. COUNCIL ROLL CALL

Invocation

Pledge of Allegiance to the Flag

Proclamation of "FRESNO CHAMBER OF COMMERCE WEEK"

Proclamation of "ITALIAN-AMERICAN DAY" - Councilmember Quintero

Proclamation of "ANTHONY LALLO DAY" - Acting President Mathys

Resolution of Appreciation to Members of the Sikh Community - Mayor Patterson

COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON. THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.

Approve minutes of September 28, 1999

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS

9:30 A.M. TEFRA HEARING concerning the issuance and sale by California Statewide Communities Development Authority of Equipment Purchase Program Notes in connection with the Innerspace Industries, Inc., Project

Action Taken:

1. **RESOLUTION** - Approving the issuance of Equipment Only Purchase Program Notes by the California Statewide Communities Development Authority for the acquisition and installation of property and financing costs for the Innerspace Industries, Inc., Project

Action Taken:

10:30 A.M. CONTINUED HEARING to consider Plan Amendment Application No.99-07 and Rezoning Application No.R-99-15, filed by the City of Fresno, for 4.6 acres located on the northwest corner of N. Chestnut and E. Behymer Avenues

Action Taken:

1. **RESOLUTION** - Amending the Woodward Park Community Plan
2. **BILL** - Amending the Official Zone Map from the AE-20/UGM to the C-P/UGM/cz zone district (*Planning Commission recommendation*)
3. **BILL** - Amending the Official Zone Map from the AE-20/UGM to the R-P/UGM/cz zone district (*Staff recommendation*)

Action Taken:

11:30 A.M. Appearance by Wayne Horn to present Council with a card and poem

Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

2:00 P.M.#1 DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)

2:00 P.M.#2 CLOSED SESSION

A. CONFERENCE WITH REAL PROPERTY NEGOTIATOR - Government Code Section 54956.8

Property: Property located at 1231 - 1255 Van Ness Avenue

Negotiating parties: City of Fresno and George Aguilar representing Fresno Police Officers Association (FPOA) and Fresno County Sheriff's Officers Associations (FCSOA)

Under Negotiation: Instructions to negotiators concerning price, terms of payment, and other lease terms and conditions

Action Taken:

B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION - Government Code Section 54956.9, Subdivision (a)

1. **Case Name:** Gabriel Morales, et al. v. City of Fresno, et al.

Action Taken:

C. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION - Government Code Section 54956.9, Subdivision (b)

Significant Exposure to Litigation:

1. **Case Name:** City of Fresno v. Shell Oil Company; Shell Chemical, et. al

2. **Case Name:** C.P.C.A. v. City of Fresno

Action Taken:

5:45 P.M. HEARING to consider Plan Amendment Application No. A-99-09 and Rezoning Application No. R-99-18, filed by of Central Pacific Builders, Inc., on behalf of Don Aluisi, et al., and the City of Fresno on behalf of the Clovis Unified School District and Fresno Metropolitan Flood Control District, for 109± acres of real property located to the northwest of the intersection of N. Maple and E. International Avenues (*Request to continue to 10/19/99, at 5:45 p.m.*)

Action Taken:

1. Consider Mitigated Negative Declaration E.A. No. A-99-09, R-99-18, TT-4884, C-98-263

Action Taken:

2. **RESOLUTION** - Amending the 1989 Woodward Park Community Plan and the 1984 Fresno General Plan

Action Taken:

3. **BILL-** Amending the Official Zone Map from AL-20 to R-1/UGM

Action Taken:

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

1A. **GENERAL CONSENT CALENDAR**

(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 2:00 P.M.)

1. Approve extension of a Temporary Use Permit issued by the City of Fresno to Skywest Airlines, Inc. to occupy premises at Fresno Yosemite International Airport (FYI)
Action Taken:
2. Award a requirements contract for office supplies
Action Taken:
3. * **RESOLUTION** - 32nd amendment to AAR No. 99-181 appropriating \$2,100 obtained from Fresno City College as reimbursement of instructional hour costs for City of Fresno Fire Department Personnel (*Requires 5 affirmative votes*)
Action Taken:
4. Approve Agreement with the Taylor Group for Architectural Services to perform a Feasibility Study and Comparative Cost Analysis for the remodel and expansion of the Convention Center Facilities
Action Taken:
 - a. * **RESOLUTION** - 21st amendment to AAR No. 99-181 appropriating \$43,000 for a feasibility study to improve Convention Center facilities (*Requires 5 affirmative votes*)
Action Taken:

1B. **CONSENT CALENDAR - BILL FOR INTRODUCTION - PINK TABS**

1. * **BILL** - Relating to the issuance of one-time retail licenses for the sale of safe and sane fireworks for the period between December 26, 1999 and January 1, 2000
Action Taken:
 - A. **RESOLUTION** - Rescinding Resolution No.99-278 supporting AB 2090, the Millennial Celebration, and authorizing the one-time sale of certified safe and sane fireworks from December 27, 1999, through December 31, 1999
Action Taken:

2. **PLANNING AND ZONING ADMINISTRATION**

- A. **WORKSHOP** relating to California Environmental Quality Act (CEQA)
Action Taken:

3. **GENERAL ADMINISTRATION**

- A. * **RESOLUTION** - Approving loan from certain UGM accounts to fund development of a Grantland Service Area and establishment of an impact fee for the right of way
Action Taken:

**ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION*

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A. Direct City Attorney to return with available options regarding General Plan - Councilmember Perea
Action Taken:
- B. Direct staff in consultation with City Attorney to develop a measured growth policy for City which reduces annual housing starts by 10% of the average annual housing starts for the last five years. Said policy shall become effective on January 1, 2000 and sunset on the effective date of the General Plan Update or 3 years. Appropriate necessary funding to prepare policy for adoption - Councilmember Ronquillo
Action Taken:
- C. Direct City Manager to return with budget amendment resolution to fund: (Councilmember Ronquillo)
1. North Avenue improvement from Highway 99 to Freeway 41
2. Nielsen Avenue improvement from Teilman to Marks Avenue
Action Taken:
- D. Request City Manager or designee to negotiate with the legal owner for the relocation of a 3-ton Japanese lantern to the Shin Zen Garden, located in Woodward Park - Acting President Mathys and Councilmember Ronquillo
Action Taken:
- E. * **RESOLUTION** - 28th amendment to AAR 99-181 appropriating \$9,500 from District 7's general fund infrastructure budget to fund a non-infrastructure related project to purchase computers for Fresno Area Schools (Bullard Talent)- Councilmember Perea (***Requires 5 affirmative votes***)
Action Taken:
- F. Direct City Manager or designee to complete study for upgrade of the Selland Arena - Councilmember Perea
Action Taken:
- G. * **RESOLUTION** - 36th amendment to AAR 99-181 appropriating \$7,300 of District 5's general fund infrastructure budget to fund the Convention Center expenses related to the Jubilee 2000 Millennium Event - Councilmember Quintero (***Requires 5 affirmative votes***)
Action Taken:
- H. Proposed appointment of Susan Bachara to Commission on the Status of Women - Council President Steitz (***for introduction***)
Action Taken:
- I. Amend Council Rules and Protocol to place time limit on Councilmember testimony at 7 minutes for opening statements and 5 minutes for rebuttal statements, for a total of 12 minutes per agenda item - Acting President Mathys
Action Taken:
- J. Request City Manager to direct appropriate staff to identify appropriate zoning and locations for green waste recycling activities - Councilmember Ronquillo

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

Action Taken:

6. CITY/COUNTY INTERGOVERNMENTAL RELATIONS

- 7. UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

SCHEDULED COUNCIL HEARINGS AND MATTERS

Oct. 12 - NO MEETING - LEAGUE OF CALIFORNIA CITIES CONFERENCE

Oct. 19 - 9:00 A.M. Swearing-in of Fire Fighters

Oct. 19 - MEETING WILL BEGIN AT 10:00 A.M.

Oct. 19 - 10:00 A.M. **HEARING** re: P.A. No. A-99-14, Rezone Appl. No. R-99-23, filed by McCaffrey Development

Oct. 19 - 10:30 A.M. **HEARING** re: adopting resolution approving the formation of UUD No. 76, Peach Avenue between McKinley and Freeway 180

Oct. 19 - 11:00 A.M. **HEARING** re: TA-99-04 re: to development standards, “family, restaurant, game and entertainment center”

Oct. 19 - 5:00 P.M. **HEARING** on Planning Commission approval of C-99-78/3030 N. Blackstone - Councilmember Perea

Oct. 26 - 9:00 A.M. Presentation of P.R.I.D.E. Team Certificates
(*Reception immediately following - 2nd floor foyer*)

Oct. 26 - 10:30 A.M. **HEARING** on appeal of decision by Historic Preservation Commission re: proposed flagpole monument, Fresno Veterans Memorial Auditorium

Oct. 26 - 11:00 A.M. **CONTINUED HEARING** re: P.A. No. A-99-10, Rezone Appl. No. R-99-15, filed by Brian Davies on behalf of Highland Enterprises

Nov. 2 - 10:00 A.M. Presentation of Employee Service Awards
(*Reception immediately following - 2nd floor foyer*)

Nov. 23 - NO MEETING - THANKSGIVING WEEK

Dec. 21 - NO MEETING - CHRISTMAS WEEK

Dec. 28 - NO MEETING - NEW YEAR’S WEEK

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